

Filed Electronically on:
March 4, 2010

- A completed PTO form SB/08A.
- A copy of each foreign reference listed in the accompanying PTO form SB/08A.

FEE DETERMINATION

No fee is believed to be due because the IDS is being submitted before the mailing date of a final action under 37 CFR §1.113 or notice of allowance under 37 CFR §1.311. Therefore, in accordance with 37 CFR §1.97(c), submitted herewith is a certification as specified in 37 CFR §1.97(e).

Applicant hereby states, in accordance 37 C.F.R. §1.97(e), that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

FEE PAYMENT

No fee is believed to be due, however, the Commissioner is hereby authorized to charge any additional fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

REQUEST FOR CONSIDERATION

This paper and enclosures are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above.

This submission is in no way intended as an admission that the cited references constitute prior art under any subsection of 35 U.S.C. § 102 or §103. Applicant expressly retains the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

Pursuant to 37 C.F.R. §1.97(g) and (h), the disclosure of these references in this Information Disclosure Statement shall not constitute a representation that a search for prior art was made or an admission that the references are material.

The Examiner is requested to initial and return a copy of the enclosed PTO Form SB/08 to the applicants to indicate consideration of the enclosed references.

Respectfully submitted,

Dated: March 4, 2010

/Larry M. Jarvis/

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